IN THE HIGH COURT OF BOMBAY AT GOA

APPEAL FROM ORDER NO. 55 OF 2003

MR. JOAO TEODORO RODRIGUES, MANDUR-GOA. ....Appellants

Versus

MRS. MARIA AUGUSTA FERNANDES AND 5 ORS., ...Respondents

SHRI JOSEPH VAZ,

Coram:- A.M.KHANWILKAR, J.

Date:- 28th November, 2003

Having regard to the reasons recorded by the Court below, in particular paragraphs 8 and 9 of the impugned judgment, I see no reason to interfere at this interlocutory stge. Besides, it is not disputed that it will be open to the appellant to take recourse to lis pendence, if so advised.

In the circumstances appeal fails. The same is dismissed. As appeal is dismissed, C.A. stands rejected.

A.M.KHANWILKAR, J.